

NOV-30-2007(FRI) 02:22

LOMBARDI/INGBER LAW FIRM

(FAX) 973 921 0021

Rakoff, J.
P. 002/003

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GARY SCHAEFFER,

Plaintiff,

v.

LIGHTYEAR ENTERTAINMENT, LP,
ARNOLD HOLLAND, DON SPIELVOGEO
AND JOEL KAPLAN,

Defendants.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 12-4-07

Civil Action No. 07 CV 9607 (JSR)

STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION OF TIME TO
ANSWER OR MOVE

WHEREAS, Plaintiffs filed a summons and complaint (the "Summons and Complaint") on or about October 29, 2007 in this Court;

WHEREAS, Plaintiffs served on Defendants Lightyear Entertainment, LP on or about November 13, 2007 the Summons and Complaint;

WHEREAS, Defendants do not contest service of process of the Summons and Complaint on the individual defendants Arnold Holland, Don Spielvogel incorrectly named herein as Don Spielvogeo and Joel Kaplan;

WHEREAS, the parties to this action have agreed that a unified response date to the Summons and Complaint is desirable;

IT IS HEREBY STIPULATED AND AGREED THAT:

1. Defendants shall have until January 3, 2008 to respond to the Summons and Complaint.
2. Nothing herein shall be deemed to be an admission of liability on the part of Defendants.
3. Nothing herein shall be deemed a waiver of any applicable defense or objection to this action, with the exception that Defendants hereby waive any defense or objection based on inadequate or improper service of process.

NOV-30-2007(FRI) 02:22

LOMBARDI/INGBER LAW FIRM

(FAX) 973 921 0021

P. 003/003

Dated: New York, New York

November 30, 2007

**COWAN, DeBAETS, ABRAHAMS &
SHEPPARD LLP**

By: 

Toby M.J. Butterfield (TB-8599)

41 Madison Avenue, 34th Floor

New York, New York 10010

Tel: (212) 974-7474

Attorneys for Defendants

Lightyear Entertainment, Arnold Holland,

Don Spielvogel and Joel Kaplan

INGBER & GELBER LLP

By: 

Mark J. Ingber (MI 9088)

181 Millburn Avenue, Suite 202


Millburn, NJ 07041

Tel: (973) 921-0080

Attorneys for Plaintiff

Gary Schaeffer

SO ORDERED:


U.S.D.J.
12-4-07